HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 840 (M/S) OF 2006

Tej Kumar S/o Nand Kishore Bhutani,

R/o 2, Deepak Market, Dehradun,

District Dehradun. ...petitioner

Versus

1. Prescribed Authority/Civil Judge (Senior Division), Dehradun.
2. Shyam Swaroop Bhakshi S/o late Sri H.L. Bakshi R/o 2, Tyagi Road, Dehradun,

   District Dehradun....Respondents

Sri Ramji Srivastava, counsel for the petitioner
Standing counsel for the respondent No. 1.

Dated 11.7.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Ramji Srivastava learned counsel for the petitioner as well as counsel for the respondents.

Present writ petition has been filed against the order dated 1.7.2006 by which the impleadment application has been rejected in proceedings under section 21 (1) (a)of U.P. Act No. 13 of 1972.

Liberty is given to the petitioner to file the appeal against the final order of the Prescribed Authority in case any orders adverse to him is passed. In case of

filing the appeal by the petitioner, the appellate authority shall pass the order taking into consideration the hardship of the petitioner in accordance with the proviso to section 21 (1) (1) (a) of the U.P. Act No. 13 of 1972.

Subject to the above, writ petition is finally disposed of. No order as to costs.

(Rajesh Tandon, J.)

11.7.2006